

RECORD OF PROCEEDINGS
COLORADO STATE BOARD OF VETERINARY MEDICINE
PUBLIC MINUTES
April 8, 2010

Notice of this meeting was published at www.dora.state.co.us/veterinarians/publicnotices.htm, at least 7 days in advance of the meeting date.

I. CONVENE

The Open Session of the meeting for the Colorado State Board of Veterinary Medicine was convened at One Civic Center Plaza, 1560 Broadway, Suite 1550, Denver, Colorado 80202, at 8:36 a.m. by Michael Gotchey, DVM, Board President.

In addition to Dr. Gotchey were Board members:

Richard Leone, DVM, Board Vice-President
Joni Edwards, DVM, Board Secretary
Kim Stone, DVM, Professional Member
Kristin Woestehoff, DVM, Professional Member
Stacy Worthington, Public Member
Alice Bovard-Taylor, Ph.D., Public Member

Staff:

Maulid Miskell, Program Director
Rosemary Baker, Administrative Assistant
Leanne Clasen, Program Manager
Rita Quinn, Assistant Attorney General
Abigail Gaskins, Compliance Monitor
Kennetha Julien, Office of Expedited Settlement
Melissa Garner, Office of Expedited Settlement
Jacqueline Arcelin, Program Manager
Les Roberts, Office of Investigations

II. APPROVAL OF MINUTES - February 4, 2010

A motion was made, seconded, and carried to approve as amended the February 4, 2010 meeting minutes.

III. REPORTS

• Report from the Program Director, Maulid Miskell.

Mr. Miskell offered that the Sunset recommendations had been completed, and recommended a Rules/Policies teleconference within a month.

• Report from the Board President, Michael Gotchey, DVM.

Dr. Gotchey had no report for this meeting.

IV. CONTINUING EDUCATION

• Continuing Education – Joni Edwards, DVM, Board Secretary

The bi-monthly requests were reviewed in advance by Dr. Edwards. A motion was made, seconded, and carried to approve all continuing education requests as submitted with the exception of the following request:

A motion was made, seconded, and carried to approve 6 hours instead of 12 for the request made by Adam Rosenberg, DVM on behalf of the Animal Emergency and Specialty Center.

• Memorandum regarding Reid Katagihara, DVM.

A motion was made, seconded, and carried to exempt Dr. Katagihara for two hours of continuing education for the current renewal period due to deployment in Iraq.

V. OPEN FORUM

Ralph Johnson, Executive Director, CVMA advised the Board that the Colorado Veterinary Medical Association will be holding the "Big Ideas Forum" in Vail, Colorado on May 1, 2010.

The Board discussed preparations for the upcoming CSU presentation scheduled for April 27, 2010.

VI. NEW BUSINESS

- **Memorandum from Jacqueline Arcelin, Complaint Supervisor, regarding Veterinary Orthopedic Manipulation.**

A motion was made, seconded and carried to approve the Veterinary Orthopedic Manipulation course. A second motion was made, seconded and carried to rescind the approval of the Veterinary Orthopedic Manipulation course. A third motion was made, seconded and carried to table this request pending additional information.

- Letter regarding AAVSB Nominations.

A motion was made, seconded, and carried to nominate Michael Gotchey, Board President, for a Director position with the American Association of Veterinary State Boards.

- Letter from Lance Perryman, DVM.

Board Noted.

VII. LICENSING

- **Memorandum regarding newly licensed Veterinarians. (Consent Item)**

A motion was made, seconded, and carried to approve all newly licensed Veterinarians either by exam or endorsement.

Yes Applications

- **Memorandum regarding reinstatement for Steven Ringold, DVM.**

A motion was made, seconded, and carried to approve the reinstatement.

VIII. INITIAL REVIEW

AGENDA ITEM #1 Christina Sharkey, DVM #7383 Case #2010-2363

After careful consideration of the information provided, a motion was made, seconded, and carried to refer this item to Executive Session for possible disciplinary action.

Upon returning to Open Session, a motion was made, seconded, and carried to dismiss the case. The Board found that there was no reasonable cause to warrant further action at this time.

AGENDA ITEM #2 **Mark Cochran, DVM #3252** **Case #2010-2365**

After careful consideration of the information provided, a motion was made, seconded, and carried to refer to Executive Session for possible disciplinary action.

AGENDA ITEM #3 **Stacy Bluhm, DVM #7684** **Case #2010-2364**

After careful consideration of the information provided, a motion was made, seconded, and carried to dismiss the case without merit.

AGENDA ITEM #4 Kathleen Harris, DVM #6844 Case #2010-2530

After careful consideration of the information provided, a motion was made, seconded, and carried to refer this item to Executive Session for possible disciplinary action.

Case #2010-2993

After careful consideration of the information provided, a motion was made, seconded, and carried to refer this item to Executive Session for possible disciplinary action.

After careful consideration of the information provided, a motion was made, seconded, and carried to table pending further information.

Case #2010-2991

After careful consideration of the information provided, a motion was made, seconded, and carried to dismiss the case without merit.

Case #2010-3589

After careful consideration of the information provided, a motion was made, seconded, and carried to refer to Executive Session.

IX. OFFICE OF INVESTIGATIONS

Case #2009-3360

After careful consideration of the information provided, a motion was made, seconded, and carried to dismiss the case without merit.

X. STIPULATIONS

- **Open Stipulations Report**

March 19, 2010

Board Noted.

- **Peter De Wall, DVM #3789**

Case # 2009-3064

A motion was made, seconded, and carried to grant an extension to complete CE up to and including October 8, 2010.

- **Kenneth Geohegan, DVM #5009**

Case # 2008-0260 and #2008-0610

A motion was made, seconded, and carried to accept Dr. Geohegan's summary of Chapter 13 of James Wilson's book.

XI. ADJOURNMENT - OPEN SESSION

Michael Gotchey, DVM, Board chair, moved on April 8, 2010, at 10:12 a.m. that the Board of Veterinary Medicine enter into Executive Session for the purpose of discussing with counsel disputes that are the subject of pending or imminent court action, discussing specific claims or grievances, and receiving legal advice on specific legal questions, pursuant to Colorado Revised Statutes section 24-6-402 (3) (a) (II), including:

- The legal basis for potential disciplinary action, and, where warranted, recommended settlement guidance for matters discussed in open session today and referred to executive session.
- Christina Sharkey, DVM
- Mark Cochran, DVM
- Kathleen Harris, DVM
- Jeffrey Young, DVM
- James Stortz, DVM

- ☐ Settlement, counteroffers and other legal questions pertaining to open cases referred to the Expedited Settlement Program, including the case status report.
 - Janele Kubacki, DVM
 - David Luck, DVM
 - William Hancock, DVM
 - Lee Bregitzer
 - Michael King
 - Laura (Thompson) Higgins
 - Douglas Murphy
 - James Wright
- ☐ Counteroffers, settlement issues and other legal questions pertaining to cases with the Attorney General's Office, including the case status report.
 - Joel Akin, DVM
 - Cynthia Kryjak, DVM
 - Kenneth Larson, DVM
 - Joan Murnane, DVM
 - William Schroeder, DVM
 - Henry Wasserburger, DVM

XII. ADJOURNMENT - EXECUTIVE SESSION

Open session of the meeting for the Board of Veterinary Medicine adjourned at 10:12 a.m. The Board then entered into Executive Session and reconvened in Open Session at 11:47 a.m. The final meeting adjournment was at 12:23 p.m. The Board will reconvene on Thursday, June 18, 2010 at One Civic Center Plaza, Room 1250 C, Denver, CO 80202, at approximately 8:30 a.m.

Attestation:

Pursuant to § 24-6-402(2)(d.5)(I)(B), C.R.S., as Board Chair, I attest that the Executive Session of the Colorado State Board of Veterinary Medicine meeting held on February 4, 2010 was confined to the topics authorized for discussion pursuant to § 24-6-402(3)(a)(II), (III), and (IV), C.R.S.

Approved by _____ Signed by Michael Gotchey, DVM
Board President

_____ June 17, 2010
Date

Pursuant to § 24-6-402(2)(d.5)(I)(B), C.R.S., as counsel for the Board, I attest that it is my opinion that all matters discussed during the Executive Session of the Colorado State Board of Veterinary Medicine meeting held on February 4, 2010, constituted attorney-client communications and the contents of attorney-client discussions are not reflected within these minutes.

Approved by _____ Signed by Rita Quinn
Assistant Attorney General

_____ June 17, 2010
Date